

**U.S. District Court Northern District of Indiana [LIVE]
USDC Northern Indiana (Hammond)
CIVIL DOCKET FOR CASE #: 2:19-cv-00055-JTM-JEM**

Skertich v. Federal Bureau of Investigation
Assigned to: Senior Judge James T Moody
Referred to: Magistrate Judge John E Martin
Cause: 05:552 Freedom of Information Act

Date Filed: 02/06/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Robert Skertich

represented by **Robert Skertich**
128 S East Street Suite 6
Crown Point, IN 46308
312-371-5229
PRO SE

V.

Defendant

**Federal Bureau of Investigation
(FBI)**

represented by **Wayne T Ault – AUSA**
US Attorney's Office – Ham/IN
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Hammond, IN 46320
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/06/2019	<u>1</u>	PRO SE COMPLAINT with 0 copies of summons forms and 0 copies of USM-285 forms against Federal Bureau of Investigation, filed by Robert Skertich. (Attachments: # <u>1</u> Exhibit 1-7) (rmf) (Entered: 02/06/2019)
02/06/2019	<u>2</u>	MOTION for Leave to Proceed in forma pauperis by Plaintiff Robert Skertich. (rmf) (Entered: 02/06/2019)
02/08/2019	<u>3</u>	ORDER granting <u>2</u> Motion for Leave to Proceed in forma pauperis; WAIVING the payment of the filing fee; DIRECTING the USMS to effect service of process on the defendant. Signed by Senior Judge James T Moody on 2/8/19. (Copy mailed to pro se party & USMS)(jld) (Entered: 02/11/2019)
02/11/2019	<u>4</u>	Summons Issued as to Federal Bureau of Investigation, U.S. Attorney and U.S. Attorney General. NOTE: The attached document is accessible by court personnel only. (jld) (Entered: 02/11/2019)
03/22/2019	<u>5</u>	STRICKEN per DE <u>13</u> Emergency MOTION by Plaintiff Robert Skertich. (rmf) Modified on 5/8/2019 (kjp). (Entered: 03/25/2019)
04/10/2019	<u>6</u>	SUMMONS Returned Executed by U.S. Marshals Service obo Robert Skertich. U.S. Attorney served on 3/27/2019, answer due 5/28/2019. (rmf) (Entered: 04/10/2019)
04/10/2019	<u>7</u>	SUMMONS Returned Executed by U.S. Marshals Service obo Robert Skertich. Federal Bureau of Investigations served on 3/18/2019. (rmf) (Entered: 04/10/2019)
04/10/2019	<u>8</u>	SUMMONS Returned Executed by U.S. Marshals Service obo Robert Skertich. U.S. Attorney General served on 3/21/2019. (rmf) (Entered: 04/10/2019)
04/30/2019	<u>9</u>	DEFENDANTS ANSWER to Complaint AND DEFENSES by Federal Bureau of Investigation.(Ault – AUSA, Wayne) (Entered: 04/30/2019)

05/07/2019	<u>10</u>	ORDER: Each party and each attorney in this case shall take reasonable steps to preserve electronically stored information (ESI) that is relevant to any claim or defense in this case, whether or not the information is admissible at trial. This requirement relates back to the point in time when the party or attorney reasonably anticipated litigation about these matters. Text entry order. By Magistrate Judge John E Martin on 5/7/2019. (Copy mailed to pro se party)(smb) (Entered: 05/07/2019)
05/07/2019	<u>11</u>	ORDER & NOTICE OF HEARING: Rule 16 Preliminary Pretrial Conference set for 6/26/2019 11:30 AM Central in US District Court – Hammond before Magistrate Judge John E Martin. Proposed joint discovery plan in accordance with FRCP 26(f) due by 6/21/2019. Signed by Magistrate Judge John E Martin on 5/7/2019. (Copy mailed to pro se party)(smb) (Entered: 05/07/2019)
05/07/2019	<u>12</u>	MAGISTRATE JUDGE CONSENT FORMS sent to all parties. (Copy mailed to pro se party). (smb) (Entered: 05/07/2019)
05/08/2019	<u>13</u>	ORDER The Court STRIKES <u>5</u> the Emergency Motion filed by pltf. The Court has set a preliminary pretrial conference in this matter, at which the parties will discuss the exchange of discovery related to Plaintiffs legal claim under the Freedom of Information Act. Signed by Magistrate Judge John E Martin on 5/8/19. (Copy mailed to pro se party)(kjp) (Entered: 05/08/2019)
05/20/2019	<u>14</u>	*STRICKEN* Answer and defense of Plaintiff Robert Skertich to <u>9</u> Defendant's Answer (FBI's reply to original order by the court). (Attachments: # <u>1</u> Envelope) (rmf) Modified on 5/22/2019 to strike per DE <u>15</u> Order (shk). (Entered: 05/21/2019)
05/22/2019	<u>15</u>	ORDER striking <u>14</u> Answer and defense of Plaintiff Robert Skertich to the FBI's reply filed by Robert Skertich. Signed by Magistrate Judge John E Martin on 5/22/2019. (Copy mailed to pro se party)(shk) (Entered: 05/22/2019)
06/19/2019	<u>16</u>	MOTION for Summary Judgment by Defendant Federal Bureau of Investigation. (Ault – AUSA, Wayne) (Entered: 06/19/2019)
06/19/2019	<u>17</u>	MEMORANDUM in Support of <u>16</u> MOTION for Summary Judgment filed by Federal Bureau of Investigation. (Attachments: # <u>1</u> Exhibit 1)(Ault – AUSA, Wayne) (Entered: 06/19/2019)
06/19/2019	<u>18</u>	NOTICE by Federal Bureau of Investigation re <u>17</u> Memorandum in Support, <u>16</u> MOTION for Summary Judgment <i>OF SUMMARY–JUDGMENT MOTION</i> (Ault – AUSA, Wayne) (Entered: 06/19/2019)
06/19/2019	<u>19</u>	MOTION to Vacate <i>THE PRELIMINARY PRETRIAL CONFERENCE AND THE ORDER TO FILE A REPORT OF PARTIES' PLANNING MEETING</i> by Defendant Federal Bureau of Investigation. (Ault – AUSA, Wayne) (Entered: 06/19/2019)
06/20/2019	<u>20</u>	ORDER converting the in–person Preliminary Rule 16B Conference on 6/26/2019 @ 11:30 AM to an in–person Status Conference on 6/26/2019 11:30 AM in US District Court – Hammond before Magistrate Judge John E Martin re <u>19</u> Motion. The Court VACATES the deadline and requirement for parties to file a proposed joint discovery plan by 6/19/2019. The Plaintiff, Robert Skertich, is ORDERED to be present in person on 6/26/2019 @ 11:30 AM. Text entry order. By Magistrate Judge John E Martin on 6/20/2019. (Copy mailed to pro se party)(smb) (Entered: 06/20/2019)
06/26/2019	<u>21</u>	STATUS CONFERENCE held 6/26/2019 before Magistrate Judge John E Martin. Pla Robert Skertich appeared pro se. Dft appeared by atty AUSA Wayne Ault. Plaintiff to file separate Response to pending motions <u>16</u> MOTION for Summary Judgment and <u>19</u> MOTION to Suspend Discovery on or before 7/10/2019. Government's separate Reply briefs to be filed by 7/17/2019. Plaintiff indicates he will continue to represent himself. The Court encourages Plaintiff to retain private counsel. Discovery is temporarily stayed.(#FTR.) (cc: pro se party) (smb) (Entered: 07/01/2019)
07/15/2019	<u>22</u>	*STRICKEN* RESPONSE in Defense of <u>16</u> MOTION for Summary Judgment of Defendant Federal Bureau of Investigation filed by Robert Skertich. (rmf) Modified on 7/18/2019 to strike per DE <u>26</u> order. (nal) (Entered: 07/16/2019)
07/17/2019	<u>23</u>	Plaintiff Petitions the Court to be Allowed to Speak in Open Court by Plaintiff Robert Skertich. (Attachments: # <u>1</u> Envelope)(shk) (Entered: 07/17/2019)

USDC IN/ND Case: 2:19-cv-00055-JTM-JEM As of: 08/05/2019 06:29 AM EDT 3 of 3

07/17/2019	<u>24</u>	MOTION to Compel by Plaintiff Robert Skertich. (Attachments: # <u>1</u> Envelope)(shk) (Entered: 07/17/2019)
07/18/2019	<u>25</u>	ORDER: The Court GRANTS the relief requested in the Motion DE <u>19</u> of Defendant Federal Bureau of Investigation to Vacate the Preliminary Pretrial Conference Set for June 26, 2019, and Vacate the Order to File a Report of Parties' Planning Meeting by June 19, 2019. The Court will schedule a new preliminary pretrial conference, if appropriate, after the motion for summary judgment at DE <u>16</u> is resolved. Signed by Magistrate Judge John E Martin on 7/18/19. (Copy mailed to pro se party). (nal) (Entered: 07/18/2019)
07/18/2019	<u>26</u>	ORDER: The Court STRIKES the response at DE <u>22</u> . The Court ORDERS Plaintiff to file a response that complies with all applicable rules of procedure by 8/1/19. Defendant may file a reply by 8/8/19. The Court WARNS Plaintiff that he may not be granted another chance to respond if he continues to ignore applicable rules and Court orders. Signed by Magistrate Judge John E Martin on 7/18/19. (Copy mailed to pro se party). (nal) (Entered: 07/18/2019)
07/18/2019		Reset Deadlines. (nal) (Entered: 07/18/2019)
08/02/2019	<u>27</u>	ORDER: The Court DENIES the relief requested in the motion for oral argument DE <u>23</u> and motion to compel DE <u>24</u> . Signed by Magistrate Judge John E Martin on 8/2/19. (Copy mailed to pro se party). (nal) (Entered: 08/02/2019)